IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SEVENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 26332 of 2001

Between:

Achutha Educational Society, Rep. by its Secretary &

Correspondent P.Seshagiri Rao, S/o. Appalanaidu, Achuthapuram

(Village & Mandal), Visakapatnam District, R/o. Dopperala

Achuthapuram, Visakapatnam District.

... PETITIONER

AND

1 The Government of Andhra Pradesh, Rep. by its Secretary,
Higher Education Department, Secretariat Buildings,
Hyderabad.
2 The Board of Intermediate Education, Rep. by its Commissioner

and Director, Hyderabad, Andhra Pradesh, Nampally, Hyderabad
3 The Regional Joint Director of Intermediate Education,
Rajahmundry, East Godavari District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to pass orders, particularly one in the nature of Writ of Mandamus, declaring the orders of the 2nd Respondent in
Rc. No. 12327/B/2001 dated 28-8-2001 as arbitrary, illegal, mala fide, *ultra vires*, contrary to G.O. Ms. No. 81, Education Department, dated 20-8-2001 and violative of Articles 14 and 19(1)(g) of the constitution of India, and principles of natural justice, and consequently quash the same, and direct the respondents to permit the Petitioner Society to start Junior College at Achuthapuram as per G.O. Ms. No. 81, Higher Education Department, dated 20-8-2001.

Counsel for the Petitioner: MR.KASA JAGANMOHAN REDDY

Counsel for the Respondent No.1: GP FOR HIGHER EDUCATION

Counsel for the Respondents 2 and 3: Mr. T.V.P. Prabhakar

The Court made the following:

ORDER:

When the matter is taken up for hearing, learned counsel for the petitioner submitted that the subject matter in the writ petition has become infructuous.

Recording the same, the writ petition is dismissed as having become infructuous. No order as to costs.

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N.V. RAMANA, J

June 27, 2005

MRR

Assistant Registrar

// True Copy //

Section Officer

Copy to. –

1 *The Secretary, Government of Andhra Pradesh, Higher Education Department, Secretariat Buildings, Hyderabad.*

2 *The Commissioner, Board of Intermediate Education,*

and Director, Hyderabad, Andhra Pradesh, Nampally, Hyderabad

3 *The Regional Joint Director of Intermediate Education, Rajahmundry, East Godavari District.*

Two C.C. s to the G.P. for Higher Education, High Court of A.P., Hyderabad

(OUT)

Two C.D. Copies.